

W. H. H. H.



Comptroller General
of the United States

Washington, D.C. 20548

Decision

Matter of: Stitzel Company
File: B-261532; B-261533
Date: June 7, 1995

DECISION

Stitzel Company protests the award of contracts to Terminix Corporation by the Department of the Navy under request for quotations Nos. N68950-95-Q-1624 and N68950-95-Q-1625, small business set-asides. Stitzel contends that Terminix is not a small business.

The Small Business Act, 15 U.S.C. § 637(b)(6) (1988), gives the Small Business Administration (SBA), not our Office, the conclusive authority to determine matters of small business size status for federal procurements. 4 C.F.R. § 21.3(m)(2); Survive Eng'g Co., B-235958, July 20, 1989, 89-2 CPD ¶ 71. Thus, we will not review a protester's challenge to another company's size status, nor will we review a decision by the SBA that a company is, or is not, a small business for purposes of federal procurements. Survive Eng'g Co., B-235958, *supra*; Antenna Prods. Corp., B-227116.2, Mar. 23, 1988, 88-1 CPD ¶ 297.

Accordingly, the protest is dismissed.

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